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SKETCHES

OF

THE ACTS

AND

JOINT RESOLUTIONS

OF THE

General Assembly of Virginia.

1863-64.

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# PUBLIC ACTS.

## FINANCIAL.

1. An act to suspend the act passed March 28, 1863, entitled an act imposing taxes for the support of government, and to continue the rights and remedies of the commonwealth, and prescribing further regulations for licenses.

Suspends the tax bill until the 1st of January 1865. Reserves all rights, remedies and penalties under it to the commonwealth. Requires a license to be obtained in every case in which a license was required under the suspended act. Allows commissioner a fee of one dollar.

2. An act appropriating the public revenue for fiscal years 1863-4 and 1864-5.

Appropriations for fiscal year ending September 30, 1864:

### Civil department:

Expenses of general assembly, \$700,000. Salaries of judges and officers of the civil government, \$250,000. Commonwealth's attorneys, clerks, sheriffs, &c. \$75,000. Temporary clerks in auditor's office, \$1,489 85. Messenger in auditor's office, \$800. Civil contingent fund, \$100,000. Civil prosecutions, \$8,000. Vaccine agents, \$1,000. Commissioners of revenue, \$80,000. Printing for general assembly, books, paper, &c., \$60,000. Clerks and commissioners, for services as to births, deaths and marriages, \$2,000. Commissioners of the public warehouses, \$150. Repairs and furnishing governor's house, \$5,500. Repairs to capitol, \$2,000. Printing for court of appeals, \$4,000. Allowance to secretary of sinking fund, \$300. Comparing polls, &c., \$1,500. David Patterson, \$100.

### Military department:

Adjutant general and his clerk, \$7,125. Public guard, \$95,000. Ordnance department, \$100,000. Militia establishment, \$5,000. Military contingent fund, \$50,000. Salaries of retired naval officers, \$7,500. Military expenses, to be allowed by auditing board, \$60,000. Military expenses, to be paid by auditor, \$50,000. Salary of governor's aid, \$3,500.

### Annuities and similar claims:

Central lunatic asylum, \$152,000. Eastern lunatic asylum, \$60,000. Lunatics in jail, \$30,000. Virginia military institute, \$13,500; and in addition thereto, \$20,000. Institution for deaf, dumb and blind, \$50,000.

### Criminal charges:

Arrest and support of prisoners, and pay of jurors, witnesses, &c., \$550,000. Penitentiary, \$100,000. Slaves condemned, \$80,000. Bringing slaves to penitentiary, \$2,000.

For fiscal year ending September 30, 1865:

### Civil department:

The appropriations are the same as in the preceding year, except for expenses

of general assembly, which in this year are estimated at \$565,000, and the repairs to governor's house, for which \$500 is appropriated, and for comparing polls, &c., for which only \$500 is appropriated.

#### Military department:

The appropriations for this department are the same with those of the preceding year, except that \$1,000 only (a nominal sum) is appropriated for military expenses, to be allowed by the auditing board, it being the opinion of the general assembly that most or all of the military claims against the state would be audited and paid in the preceding year, and the appropriation of \$4,032 for pensions.

#### Annuities and similar claims:

Appropriations the same as in the preceding year, except that the additional appropriation of \$20,000 to the Virginia military institute is omitted.

#### Criminal charges:

Appropriations the same as in preceding year.

3. An act authorizing the receipt of the treasury notes of the Confederate States in payment of taxes and other public dues, and regulating when and how the same shall be received.

Notes issued after 1st of April receivable in payment of public dues. Notes issued prior to that time, except the notes of the denomination of one hundred dollars, receivable, until 10th December 1864, at the rate of 66 $\frac{2}{3}$  cents in the dollar. Notes of a less denomination than five dollars shall be received without abatement. Sheriffs not entitled to credit for notes issued prior to April 1st, 1864, unless paid in by the 25th of December 1864. Notes issued prior to 1st April 1864 receivable without abatement until 1st April 1864 for taxes due prior thereto. Sheriffs must pay them in by 25th of June 1864, and shall make oath that they were received as specified in the act. Notes of the denomination of five dollars receivable until the 10th of June. Act of September 14th repealed.

4. An act to authorize the funding of certain currency belonging to the state in confederate bonds, and to authorize the sale of such bonds if necessary, and to authorize the conversion of other notes and issues.

Constitutes the governor, treasurer and auditor of public accounts a board to fund the Confederate States treasury notes owned by the state, and those which may be hereafter received, in the six per cent. bonds of the Confederate States. Authorizes the board, or a majority of them, to sell such bonds (for the use of the state) at auction. Notes received subject to abatement, to be converted into new issue of the confederate government.

#### TRANSFER OF BONDS.

5. An act to authorize the transfer of certain bonds of the state, held in trust by the government of the United States for the Cherokee tribe of Indians, and providing for the payment of interest thereon.

Directs the second auditor to transfer on his books \$90,000 from the secretary of the interior of the United States to the secretary of the treasury of the Confederate States, in trust for the tribe of Cherokee Indians. Cancels the certificates held by the secretary of the interior, and directs the issue of same to the secretary of the treasury. Provides for the payment of interest due and to become due. Act to take effect when the proper authorities of the confederate government file obligation with second auditor to indemnify the state.



## SALT.

6. An act to authorize the impressment of certain salt wells, furnaces and other property.

Authorizes the impressment of the three double furnaces known as the "Charles Scott furnaces," and the appurtenances. Supply of water, &c. to be held until the 8th day of June 1865. Also the "Preston well," and all fixtures and engines connected therewith; also such slaves, horses, &c., as may be necessary in operating such furnaces and well; and such dwelling houses, lands, &c. as may be necessary. Authorizes the impressment of the present furnaces leased by the state (except that operated by Thomas R. Friend), with all the fixtures. Prescribes the manner of assessing the value of the property and the manner of appeal, if the assessment is not satisfactory. Denies the power to any court to award an injunction. Authorizes the impressment of standing wood, in case the price cannot be agreed upon. The duty is imposed upon the governor to enforce any impressment made under this act. The duties imposed and the powers conferred by previous laws upon the superintendent of the salt works and the board of supervisors, are continued, transportation on rail roads included. Board of supervisors have plenary powers to procure transportation, and to place engines and cars on the Virginia and Tennessee rail road. The board of supervisors are authorized to supply salt to the armies of the Confederate States, upon terms to be agreed upon. \$2,000,000 appropriated to carry out the provisions of the act.

7. An act to amend the 5th section of the act to provide for the production and distribution of salt, passed March 30, 1863, and to amend the 11th section of an act to amend and re-enact the 11th section of an act for the production and distribution of salt, passed March 30, 1863, as amended by the act passed September 18, 1863.

Authorizes the superintendent of the salt works to appoint two deputy managers, at a salary of \$3,500 each; two clerks, at a salary of \$3,000 each; one shipping clerk, at a salary of \$2,500; and a clerk to issue supplies, at a salary of \$2,500. No officer to be interested in the purchase or sale of salt. To be dismissed if this provision is violated. Directs the manner in which the salt shall be sold and distributed by agents appointed by the county courts, or if courts cannot be held, by the board of supervisors, on the recommendation of three justices, or of the senator and delegate or delegates. Board of supervisors to fix price. Agents to give bond. Salt to be distributed to refugees. Courts and agents prohibited from disposing of salt otherwise than by distribution, except to prevent its falling in the hands of the enemy.

8. An act imposing fines on agents for failing to deliver salt to persons entitled thereto.

Imposes a fine of \$20 upon agent who shall fail or refuse to deliver salt to the party entitled thereto; and upon conviction, agent to be removed. Agent not to be liable, if failure is caused by no neglect on his part.

## PENITENTIARY.

9. An act amending and re-enacting chapter 213 of the Code of Virginia, re organizing the penitentiary.

The provisions of this act are identical with the chapter of the Code, except that it abolishes the office of storekeeper and of the board of directors. The superin-

tendent is charged generally with the entire management of the institution, and is directed to pay into the treasury, at stated periods, the proceeds arising from the sale of articles manufactured in the penitentiary, which are to be sold by him. The governor is authorized to appoint a purchasing clerk, for the purchase of supplies, &c. for the penitentiary. At the end of every quarter the governor appoints a commission to examine into the affairs of the penitentiary. Directs the superintendent to give bond in the penalty of \$100,000. As the penitentiary is now controlled by the provisions of this act, it is deemed a further sketch is unnecessary.

#### MILITARY AFFAIRS.

10. An act vacating the commissions of militia officers.

Vacates the commissions of all militia officers, except of officers of the second class militia and of the 19th regiment of the militia of the line.

11. An act disbanding the 179th regiment of the militia of the line, and for the more efficient organization of the 19th regiment of the militia of the line and the 1st regiment of the second class militia.

Authorizes the appointment of a board of examiners by the governor, to pass upon the competency of officers of the militia. Provides for the arrest and trial of officers or privates for neglect of duty. Disbands the 179th regiment. Authorizes a new regiment to be formed upon certain conditions.

12. An act amendatory of the act passed October 27, 1863, entitled an act to authorize the arrest of deserters by the civil authorities.

Requires all magistrates, sheriffs, sergeants and constables to inform the nearest confederate officer of all deserters, conscripts or absentees without leave, and to arrest and aid in the arrest thereof. Officers may summon the posse comitatus. Failure or refusal to discharge the duty hereby imposed declared a misdemeanor. Fine not less than \$ 50 nor more than \$ 500. Imprisonment not less than two nor more than six months. Presiding justice, in connection with two more justices, upon the request of governor or secretary of war, to detail a patrol for arrest of deserters; &c. Act to be given in charge to grand juries.

13. An act authorizing the governor to cause sufficient covering to be erected for the protection of the artillery belonging to the state. Appropriates \$ 22,250 for the purposes explained by the title.

#### ARMY AGENCY.

14. An act to establish an army agency in the city of Richmond, for the relief of soldiers, seamen and officers of Virginia in the confederate service, and to repeal the 1st, 2d and 3d sections of an act establishing such agency, passed March 9th, 1863.

Prescribes duties of agents in forwarding contributions for soldiers, &c. Authorizes agent to provide a place for soldiers on furlough or sick leave, in transitu through Richmond. Agency to be located in Richmond. Prescribes duties of agent: directs him to advertise the objects of his agency. Requires agent to enter into bond. Appropriates \$100,000. As this agency is in active operation, a further sketch is deemed unnecessary.

## FAMILIES OF SOLDIERS.

15. An act for the relief of families of soldiers living in counties within the lines or under the control of the enemy.

Appropriates \$1,000,000 for the purposes of the act. Auditor, second auditor and secretary of the commonwealth are appointed commissioners to carry out the provisions of the act. The commission is authorized to appoint agents, and to take bond and security from them. The commissioners are authorized to direct the issue of \$500,000 of registered or coupon bonds, in order to raise funds to carry out provisions of act. Commissioners directed to report their proceedings to the general assembly.

## SALARIES.

16. An act providing compensation for members of the general assembly, judges and other officers of the government, in lieu of the compensation now allowed by law.

Allows members of the general assembly \$12 per day. The presiding officers of each branch \$20 per day. The governor \$10,000 per annum. The judges of the court of appeals, \$5,000 per annum. The reporter of the court of appeals, \$3,500 per annum. The attorney general, \$4,000 per annum. The clerks of the court of appeals at Lewisburg and Richmond, \$2,000 each per annum. The judges of the circuit courts not residing in the lines of the enemy, \$4,500 per annum. These salaries are for the years 1863 and 1864.

17. An act amending and re-enacting an act passed October 13th, 1863, and an act amendatory thereof, in relation to the increase of the salaries of certain officers of government.

Salary of the secretary of the commonwealth, \$5,200. Assistant clerk, \$2,625. Copying clerk, \$2,250.

In auditor's office.—Auditor, \$5,200. Clerk of accounts, \$3,750. First clerk, \$2,625. Second, third, fourth, fifth, sixth and seventh clerks, each \$2,250.

In second auditor's office.—Second auditor, \$4,550. First clerk, \$2,625. Second, third and fourth clerks, each \$2,250.

In treasurer's office.—Treasurer, \$4,550. First clerk, \$2,625. Second clerk, \$2,250. Clerk of the banking department, \$2,250.

In land office.—Register, \$4,550. First clerk, \$2,625. Second clerk, \$2,250.

In general assembly.—Clerk of senate, \$4,100. Clerk of house of delegates, \$4,550. Assistant clerks and clerks of committees, \$84 per week during session. Sergeant at arms and doorkeepers, \$84 per week.

Penitentiary.—Superintendent, \$3,750. First, second, third, fourth, fifth, sixth, seventh and eighth assistant keepers, \$1,500 each. The superintendent may receive \$1,000 additional, and the assistants \$500 additional, if the profits of the institution exceed the expenses to that amount. Clerk, \$2,000. Surgeon, \$2,000. Interior guard, \$4 per day.

Public buildings.—Superintendent, \$1,500.

Adjutant general.—Adjutant general, \$4,550. Clerk, \$2,625. Salaries under this act to commence on the 1st of October 1863.

All fees and perquisites to be paid into the treasury. Act in force from its passage, and until six months after the ratification of a treaty of peace between the Confederate States and the United States.



18. An act providing compensation for the pages and porters of the senate and house of delegates, and for the clerk of the joint committee on salt, and the engineer employed to examine the condition and capacities of the salt wells.

Appropriates \$6 per day to pages; \$6 per day to the porters; \$10 per day to the clerk of the joint committee on salt, and \$200 to the engineer. Act continues in force during the war.

19. An act amending and re-enacting the 7th section of chapter 165 of the Code of Virginia, as amended by the act passed March 21, 1861, entitled an act to increase the pay of the commonwealth's attorney for Ohio county.

Allows to each attorney not more than \$300, in the discretion of the court. To the attorney for Richmond, \$3,000. Lynchburg and Petersburg, \$1,500.

20. An act authorizing an increase of the salaries of the professors of the university of Virginia, and providing for the education of persons disabled by wounds received in the public service.

Appropriates to the university, out of the revenues of the literary fund, \$37,500. In lieu of the salary allowed by law, each professor to receive a sum not exceeding \$3,000. Any citizen disabled by wounds to receive instruction at the university free of charge.

21. An act to amend and re-enact section 15 of chapter 15 of the Code of Virginia, so as to increase the salary of the printer of the senate.

Salary, \$2,400.

22. An act to increase the compensation of the clerk of the circuit court of the city of Richmond.

Increases salary for the years 1863 and 1864, to \$750 per annum.

23. An act to amend and re-enact section 44 of chapter 49 of the Code, so as to increase the allowance to sheriffs and sergeants for services to the public.

Allows a sum not exceeding \$200 a year, in the discretion of the court, except in the city of Richmond, where the discretion is unlimited.

#### FEES.

24. An act to authorize clerks of courts for certain services to charge double the sums specified in the act passed March 24, 1863, entitled an act to amend and re-enact an act entitled an act increasing the compensation of clerks of courts during the existing war.

Authorizes the clerks to charge double the sums specified in the act amended. Act to continue in force during the war.

25. An act to amend sections 31 and 32 of chapter 184 of the Code, so as to increase the fees of clerks of courts for certain services.

Allows \$10 for a felony case or trial of a negro. For services to the commonwealth, such fees as would be charged to an individual; and for other public services, such sum as the court may allow, not exceeding \$100.

26. An act to amend and re-enact the 13th, 33d, 34th and 36th sections of chapter 184 of the Code of Virginia, so as to increase the fees and compensation of sheriffs and sergeants.

Fee for process, \$1, except for summoning witness, which is 50 cents. Attachment or other process, where body is taken, \$1 50. Receiving a person in jail, 75 cents. Twenty cents a mile for carrying prisoner to jail. Taking bond, \$1.

Jury, \$3. In writ of elegit or ad quod damnum, \$3; attendance, \$3; if inquisition be found, \$5. Writ of possession, \$3. Writ of distringas, \$3. For supporting prisoners, \$1 a day; but court may establish a different rate, not exceeding \$4 per day. For keeping horse or mule, \$3 per day. Hog or cow, \$1. Sheep or goat, 50 cents per day. Commission on execution, on the first \$300, five per centum, and two per centum upon the residue. Same commission for selling goods, &c. An arrest for felony, \$2 50. Allows 20 cents a mile for necessary travel in carrying prisoners to jail or convicts to penitentiary, and expenses. For executing a writ of venire facias, \$4. Whipping a free person, \$1. Executing sentence of death, \$10, in addition to expenses. For attendance on circuit court, a sum not exceeding \$200.

#### 27. An act concerning jailors' fees.

Provides that in cases where the court has fixed the fees (under the act of October 1863) for keeping and supporting prisoners, the fees shall be paid from the time fixed by the court; provided, that the time is fixed on or subsequent to the 2d day of October 1863. If the time has not been fixed by the court, the fees shall be paid as fixed by the court for the time of imprisonment; but such fees shall not be paid for any time prior to the said 2d day of October 1863. Continues the act of October 2d, 1863, in full force.

### COMMERCIAL AGENCY.

28. An act to provide for the purchase and distribution among the people of the state, of cotton, cotton yarns, cotton cloths and hand cards.

Governor authorized to appoint an agent, to be known as the "commercial agent of Virginia," to carry out the purposes of the act. Agent authorized to rent a suitable building, and to purchase raw cotton, cotton yarns, cotton cloths, and cotton and wool cards, for distribution, at costs and charges, to agents of the county courts, who shall receive in proportion to the population of their respective counties, including refugees and sojourners. The sum of \$500,000 is appropriated to carry out the provisions of this act. The state agent shall report his proceedings quarterly to the governor. The governor is authorized to make requisitions upon all cotton factories in the state to manufacture raw cotton from Nos. 4 to 12, inclusive, into cotton yarns and cotton cloth. For failure to comply with this requisition, a fine of \$5,000 is imposed. The salary of the state agent is fixed at \$5,000.

### RAIL ROADS.

29. An act to authorize the board of public works to increase the rates of toll to be charged by rail road and other companies, and declaring certain duties and liabilities of rail road, express and other companies.

Directs all rail road, turnpike, toll bridge, canal or navigation companies, whose rate of tolls is limited by their charters, desiring to increase the same, to prepare a tariff of tolls, and submit the same to the board of public works for revision, to be repeated once in every three months. Express freight, not exceeding 225 lbs., may be charged 100 per cent. over first class freight, and if carried for express companies, not over 75 per cent. No rail road, &c. to have the benefit of this act, unless the cars and boats are provided with fuel, light and water. Cars to be kept neat. If any rail road, &c. violate this provision, to be remitted to the

original tolls. Ticket office and baggage cars to be opened at least one hour before the departure of the train, &c. Connecting roads to run in connection, unless released by the board of public works. If roads cannot agree upon time table, board of public works to fix it, subject to the military necessities of the country. Through tickets are required, and checks for baggage. Owner may maintain action for loss of baggage. If any company shall be dissatisfied with the rates fixed by the board of public works, the tolls established by their charters shall be continued. Express companies limited to a charge of 50 per cent. over the freight charged by rail roads. Packages for soldiers, of 200 pounds or less, to be transported for half price. Express companies directed to transport such articles as may be delivered, and for failure, a fine of not less than \$50 nor more than \$500 is imposed. Rail road and express companies declared common carriers. Act continued in force during the war.

30. An act authorizing rail road and other corporations to pay their indebtedness to the commonwealth in a certain manner.

Authorizes any corporation indebted to the state to pay in the registered or coupon bonds of the state. Said bonds to constitute a portion of the sinking fund.

31. An act authorizing the increase of the capital stock of the Virginia and Tennessee rail road company.

Authorizes an increase of the capital stock by the sum of \$7,000,000.

32. An act requiring rail road and canal companies to transport troops and munitions of war, without the right to demand prepayment of fare.

Any corporation violating this act to forfeit \$10,000. Provides for the transportation of troops, arms, munitions of war, and baggage belonging to soldiers, &c.

#### INTERNAL IMPROVEMENTS.

33. An act requiring the board of public works to suspend the payment of any subscription on the part of the state to certain internal improvement companies.

Provides for the suspension of payment under acts passed prior to the commencement of the war, where private subscriptions have not been made prior to 1st July 1861. No payments to be made in bonds, but in currency.

#### CANALS, ETC.

34. An act to authorize the James river and Kanawha company and all other navigation companies to regulate all charges by boats and boat owners using the works and improvements of said companies.

Authorizes the James river and Kanawha company, &c. to regulate the tolls, with the approval of the board of public works, for freight and transportation upon their respective lines, and to prescribe rates of fare upon packet boats. The board of public works to prescribe penalties for violation of this act. Act to continue in force during the war.

35. An act more effectually to suppress unlawful trading on boats plying the rivers and canals of the commonwealth.

Prescribes a fine of not less than \$25 nor more than \$500 upon a master of a canal boat, &c. for permitting any article to be bought or sold from or to a free negro or slave not having the permission prescribed by law. Same penalty for allowing any article to be transported, if received from a free negro or slave with-



out the permission prescribed by law. Same penalty for allowing boat hands, slave or free, to trade in agricultural productions, fowls, meats, &c. Authorizes the appointment of inspectors of boats by county courts.

36. An act to prevent the unlawful carrying of slaves on boats.

Owner of boat responsible for slave, if carried on boat without consent of owner, and subject to fine of not less than \$25 nor more than \$500. Slave violating act to be punished with stripes.

37. An act to amend the 1st section of an act passed April 12, 1852, entitled an act to authorize the construction of the Wytheville and Grayson turnpike, and to make branches thereof to the lead mines of Wythe county, and Hillsville in Grayson county.

Amends 1st section of act incorporating company. Capital stock not to exceed \$33,000. Authorizes the board of public works to subscribe for three-fifths of \$13,000, to be paid *pari passu* with private subscriptions.

#### LIMITATIONS.

38. An act to amend and re-enact an act entitled an act to extend the time for the exercise of certain rights and remedies, passed March 14, 1862.

Provides that the time from the 17th day of April 1861 until four months after the ratification of a treaty of peace, shall be excluded from the computation of time in the law of limitations.

#### WILLS.

39. An act to authorize the admission of wills to record upon proof of the handwriting of the attesting witnesses in certain cases.

Authorizes the proof of handwriting of witnesses in case where witness is in the enemy's lines, or his presence cannot be enforced. Reserves all rights to parties in cases of wills admitted under this act.

#### FIDUCIARIES.

40. An act authorizing in certain cases the settlement of fiduciaries' accounts before commissioners in chancery of courts other than those in which such fiduciaries have been appointed, or in which the instruments creating their authority have been recorded.

Authorizes the settlement of accounts in other counties, where the county in which the fiduciary's powers were conferred is in the possession of or threatened by the enemy. Commissioner to give notice by publication for four weeks, in the nearest newspaper and in Richmond city. Jurisdiction of court the same as in other cases. In cases where instruments have been recorded in other counties than those which would have had jurisdiction save for the public enemy, it is made lawful for the fiduciary to have his account settled in the county which would have had jurisdiction save for such presence. Within six months after the jurisdiction has been resumed, the settlement to be returned to the proper county; and if the fiduciary fails to have the settlement returned and recorded, it shall be the duty of the clerk to return it. Act continues during the war.

41. An act prescribing the mode of serving notices in certain cases.

Authorizes a notice to be given by publication under act authorizing the recovery of money stolen from the Exchange Bank at Weston.



## GAMING.

42. An act to amend the 1st and 2d sections of an act to suppress gaming, passed October 16, 1863.

Provides that a free person who shall exhibit faro, &c., shall be fined and imprisoned, and, in the discretion of the court, whipped. Declared an infamous offence. Owner forfeits all title, legal or equitable, to the property used for gaming purposes. Money and property of every sort to be seized. One-half to the person making seizure, and 20 per cent. to the commonwealth's attorney. If a person shall knowingly rent any property or hire any slave to be used for gaming purposes, such person shall be fined and forfeit property. Mayor or justice authorized to issue attachment to compel attendance of witnesses. Act almost identical with act published previously.

## IMPRESSMENT.

43. An act to authorize sheriffs to summon the posse comitatus to aid in enforcing impressments in certain cases.

Authorizes the sheriff to call out the posse comitatus to enforce impressments under the act for the relief of the indigent soldiers and sailors, and their families, &c.

## COURT OF APPEALS.

44. An act to amend and re-enact an act authorizing the court of appeals to hold its sessions at other places than at Lewisburg, passed March 12, 1863.

Directs court to be held at Christiansburg, or at such other place as the court may direct. Notice to be given by publication by order of the court. Authorizes the removal of the library, &c.

## CIRCUIT COURT.

45. An act extending the jurisdiction of the circuit court of the town of Danville.

Extends jurisdiction to all cases arising in corporate limits, and to one mile around, of which circuit court of Pittsylvania previously had jurisdiction. Court to be held on the 5th of March and 5th of August.

## COUNTY COURTS.

46. An act to authorize the county courts to change the place of holding their sessions, and to enlarge their powers in certain cases.

Provides that during the war, in any county wholly or partially occupied by the enemy, it may be lawful for the justices or the court to provide another place of holding the sessions of the courts. Ten days' notice to be given to the clerk. No action to be tried unless by consent of parties. Court may provide for the poor by loans in the manner provided in the act authorizing the arming of the militia, passed January 19, 1861.

47. An act authorizing county and corporation courts to ratify and confirm the issue and sale of bonds and other securities in certain cases.

Authorizes the county courts to ratify and confirm by an order the issue and sale of all bonds issued for the purposes of carrying out the various acts of the general assembly for the relief of soldiers, &c., whenever such issue and sale had not been in strict conformity to law.

48. An act to prohibit the granting of ordinary license at certain specified places in the commonwealth.

Prohibits the granting of license within a city or town, or within five miles of the limits thereof, or any depot, station or point on any rail road. Forfeits all property and liquors to the commonwealth, if ardent spirits, wine, &c. be sold without a license.

49. An act providing an additional appropriation to the Virginia military institute.

Appropriates \$20,000. Directs the auditor to issue warrant for the entire sum, if the whole number of state cadets have been appointed; or if all have not entered, he shall issue his warrant for a pro rata proportion of said sum.

#### ARMORY.

50. An act to authorize the governor to lease a portion of land adjoining the armory to R. Archer, R. S. Archer and A. D. Townes.

Authorizes the lease to R. Archer & Co. of land now in possession of R. Archer & Co., for a term of ten years.

#### INDIGENT SOLDIERS, ETC.

51. An act to amend the 3d section of an act for the relief of indigent soldiers and sailors, &c., passed October 31, 1863.

Provides for the support of indigent soldiers and sailors, and their families, residents of the commonwealth, and driven from their homes by fear of the enemy. Court to enroll them, and the accounts to be certified to the auditor for payment.

#### BANKS.

52. An act authorizing banks or branch banks in certain cases to receive payment of debts payable at branch or mother banks within the enemy's lines.

Authorizes persons or corporations indebted to banks within the enemy's lines, to deposit in the mother or branch bank within our lines the amount of such indebtedness.

#### FENCE LAW.

53. An act to amend and re-enact the 2d section of an act passed October 9th, 1863, entitled an act to amend the act passed February 13th, 1863, entitled an act amending and re-enacting the 1st and 2d sections of an act entitled an act to repeal the fence law of Virginia as to certain counties, and to authorize the county courts to dispense with enclosures in other counties, passed October 3d, 1862, and to legalize the action of county courts held under said law, including the county of Madison.

54. An act for the protection of sheep and to increase the growth of wool.

This act has been published in the newspapers by authority, and no sketch is deemed necessary.

55. An act authorizing the collection of dividends due by the Raleigh and Gaston rail road company to the city of Norfolk.

Appoints an agent for the collection and distribution of said dividends, and guarantees, on the part of the state, the road from all loss or damage. Agent to give bond.

## CHANGES IN CODE.

56. An act to amend and re-enact the 2d section of chapter 7 of the Code of Virginia, relating to the election of judges.

Provides that no election for a judge shall be held during the existing war.

## JURORS.

57. An act to amend and re-enact the 11th section of the 208th chapter of the Code of Virginia (edition of 1860), as amended and re-enacted by an act entitled an act to amend and re-enact section 11 of chapter 206 of the Code of Virginia, passed October 30th, 1863, concerning jurors in criminal cases.

Allows \$3 per day for board of jurors, and \$6 in Richmond, Petersburg and Lynchburg.

58. An act amending and re-enacting the 10th section of chapter 170 of the Code of Virginia, concerning the service of process.

Provides that in case a defendant resides in a county within the enemy's lines, process may be served by publication.

59. An act amending and re-enacting the 5th section of chapter 184 of the Code of Virginia (edition of 1860), concerning fees of commissioners in chancery.

Same fees with notaries for similar duties. Fees in other cases as prescribed by judges, not exceeding \$2 an hour, or \$2 when less than an hour is employed.

60. An act to amend the 6th section of chapter 93 of the Code of Virginia (edition of 1860), concerning patrols.

Increases the compensation of patrols to a sum not exceeding \$5 per day.

61. An act amending and re-enacting section 2 of chapter 12 of the Code of Virginia, so as to authorize the employment by the confederate government of the collectors of taxes and commissioners of the revenue.

Authorizes the employment by the confederate government of sheriffs and commissioners of the revenue in the assessment and collection of the revenues of the confederate government.

62. An act repealing all laws authorizing insurance of tobacco by the state, and amending the 59th section of chapter 87 of the Code (edition of 1860), so as to render the inspector liable to the owners of tobacco in certain cases.

Repeals the 55th, 56th and 57th sections of chapter 87 of the Code. Inspector to be liable for fire, if caused by permitting any person to use or occupy warehouse, &c.

63. An act to authorize the sale of certain slaves now in the penitentiary.

Authorizes slave condemned to death when commutation of punishment is made, to be sold at public auction, and to be removed out of the Confederate States. In case of female slave convicted of other offence than arson and a crime against a white person, such slave and her children may be sold unconditionally at public auction.

64. An act amending and re-enacting the 1st section of chapter 214 of Code of 1860, so as to provide for the punishment of free negro convicts in certain cases.

Declares an escape by a convict, or the killing, wounding or infliction of injury upon an officer or guard of the penitentiary, a felony. Likewise, the injury of any building, with intent to escape, or the making, &c. of any tool with intention to

inflict injury, or resistance to the lawful authority of officers and guards, are made felonies.

65. An act amending the 9th section of chapter 104 of the Code of Virginia, in relation to harboring or employing slaves.

Any person harboring or employing a slave without the consent of his owner, shall forfeit not less than \$10 nor more than \$50 for every day of such harboring or employment. Not to apply to persons in enemy's lines, unless it shall appear that it was done with the intention to defraud.

66. An act to amend the 21st section of chapter 66 of the Code, in relation to appointments of directors and proxies by the board of public works.

Provides that at least one of the directors and proxies shall not be reappointed for the ensuing year.

67. An act to amend and re-enact the 5th section of chapter 53 of the Code (edition of 1860), in relation to county levies.

Court authorized to assess as levy, upon basis of state taxes, a certain sum upon persons and a certain per cent. upon taxes upon property, including slaves. Court may, in case of suspension of the act imposing taxes, adopt the assessment of any previous year.

68. An act to amend and re-enact section 48 of chapter 85 of the Code of Virginia, to increase the allowance for the clothing of lunatics in jail.

Increases the allowance to \$200 per year. Act to continue during war.

69. An act to repeal section 8, and to amend and re-enact section 9 of chapter 85 of the Code of Virginia (edition of 1860), so as to dispense with the office of treasurer of the Central Lunatic asylum, and to direct the funds of said asylum to be kept in either of the banks at Staunton.

Title explains act.

70. An act to amend the 13th section of chapter 34 of the Code of Virginia, concerning the Virginia military institute.

Change in the Code requires the parent or guardian to be unable to defray the expenses before cadet can be admitted.

71. An act to amend and re-enact the 12th section of the 77th chapter of the Code of Virginia.

Allows trustees to hold not more than two acres in an incorporated town, nor more than one hundred out of such town. Authorizes the general assembly to reduce quantity of land.

72. An act to prevent the destruction of enclosures and private property on public highways.

Declares the burning or injury of enclosures a misdemeanor. If slave, or free negro in charge of a white person, commit offence by direction of white person, the latter responsible. Upon complaint, justice to arrest and commit person violating the law.





## PRIVATE ACTS.

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### INSURANCE COMPANIES.

73. An act to incorporate the Stonewall insurance company.

Incorporates a company under this name in the county of Albemarle, with the usual provisions. Capital not less than \$100,000 nor more than \$800,000. Company not to commence business until \$50,000 has been actually paid in. Charter subject to the control of the general assembly.

74. An act to incorporate the Richmond city insurance company.

Incorporates a company under the above title, with the usual provisions. Capital \$100,000, to be divided into shares of \$10 each. May be increased to \$500,000. Charter subject to control of the general assembly.

75. An act to amend the charter of the Farmers and Mechanics insurance company of the city of Richmond.

Increases the capital stock to \$1,000,000.

76. An act amending the 2d section of an act amending the charter of the Virginia fire and marine insurance company, passed January 4. 1858.

Authorizes an increase of the capital stock.

### CHARTERS.

77. An act to amend and re-enact an act entitled an act to incorporate the Richmond importing and exporting company, passed February 21, 1863.

Incorporates a company, with a capital of not less than \$500,000 nor more than \$5,000,000, in shares of \$500 each. Charter subject to control of the general assembly.

78. An act confirming and amending the charter of the Richmond glass manufacturing company.

Confirms charter heretofore granted by circuit court of Henrico.

79. An act to incorporate the Hardy coal mining company.

Company to hold land not exceeding 6,500 acres. Capital stock not less than \$60,000 nor more than \$500,000. Charter subject to control of the general assembly.

80. An act to incorporate the Henrico manufacturing company.

Incorporates a company for mining purposes. Capital not less than \$50,000 nor more than \$500,000, with power to hold lands not exceeding 1,000 acres. Subject to the control of the general assembly.

81. An act to amend and re-enact the 2d section of an act to incorporate the Union manufacturing company.

Authorizes an increase of capital stock.

82. An act incorporating the Virginia porcelain and earthenware company in the county of Augusta.

Incorporates a company for the manufacture of earthenware, &c. Capital not less than \$15,000 nor more than \$200,000. Subject to the control of the general assembly.

83. An act to incorporate the Confederate States porcelain company.

Incorporates a company in Charlottesville, with a capital not less than \$100,000 nor more than \$500,000. Subject to the control of the general assembly.

84. An act to incorporate the Catawba rail road company.

Incorporates a company for the purpose of making a rail road from the Catawba furnace to Buchanan in Botetourt. Capital stock not to exceed \$1,000,000. Charter subject to control of the general assembly.

#### TOWNS.

85. An act amending and re-enacting the act entitled an act to amend the charter and extend the corporate limits of the town of Charlottesville.

Confers additional powers of taxation upon council for the purpose of improving streets.

86. An act to amend the charter of the city of Petersburg.

Provides the manner of conducting elections in the city of Petersburg.

87. An act to amend the charter of the town of Ashland in Hanover county.

Gives to the president of council and sergeant respectively the powers of a justice of the peace and of a constable.

88. An act to amend the charter of the town of Bridgewater in the county of Rockingham.

Extends corporate limits, and confers on the mayor the powers of a justice, and upon the sergeant the powers of a constable.

89. An act to authorize the common council of Danville to acquire lands in the county of Pittsylvania for certain public uses.

Authorizes the council to acquire lands not exceeding 75 acres for a public cemetery, public park and poor house.

90. An act to amend and re-enact the charter of the Union female college.

Changes name to Roanoke female college. Other provisions substantially the same.

91. An act to amend an act entitled an act to regulate the tolls for passing Mayo's bridge, passed March 12, 1835.

Rates for a person on foot, one cent. Horse, &c., 10 cents. Score of hogs, &c., 25 cents. Vehicle with one horse, 25 cents; with two horses, 35 cents; with three horses, 50 cents; with four horses, 60 cents.

92. An act amending and re-enacting sections 2d and 7th of an act for improving Willis' river, passed January 28th, 1817.

Incorporates the trustees, under the name of "the trustees of Willis' river," with certain provisions. and provides for the manner of improving river, fixing tolls, &c.

93. An act to provide for the preservation of the records of the counties of Warwick, Elizabeth City and James City, and of the city of Williamsburg.

Provides that the clerks of James City and Williamsburg shall take charge of the papers and records from that county and city, and the commonwealth's attorney for Warwick, those of Warwick and Elizabeth City.

94. An act increasing the capital stock of the Bank of the City of Petersburg. Authorizes an increase of the capital stock.

95. An act to make Clinch river a lawful fence through the county of Scott. Title explains act.

96. An act to authorize the Charlottesville savings bank to reduce the number of its directors.

Title explains act.

#### PRIVILEGES.

97. An act refunding to Peter Engleman part of a license tax paid by him. Refunds \$60.

98. An act authorizing the payment of a sum of money to William J. Morgan for a slave condemned to be hung.

Appropriates \$1,300.

99. An act for the relief of the securities of R. P. Baker, late sheriff of Grayson county.

Releases securities from damages, &c. on judgment.

100. An act releasing R. F. and D. G. Bibb from liability under a contract for the hire of negro convicts.

Releases the parties as contractors upon Covington and Ohio rail road from contract for hire of convicts. No damage against state for abrogation of contract.

101. An act for the relief of William R. C. Douglas, late steward of the Eastern lunatic asylum.

Appropriates \$333 50.

102. An act authorizing the payment of a sum of money to Lee A. Dunn of King William county, for extra copies of his land and property books.

Appropriates \$100.

103. An act for the relief of A. G. Ingraham.

Appropriates \$326.

104. An act releasing William B. Ball from the payment of a certain sum of money.

Releases Col. Ball from the payment of \$122 50, contracted to be paid for shoes for his company.

105. An act for the relief of John C. Heiskell, sheriff of Hampshire county. Releases him from damages.

106. An act for the relief of William E. Prince of Sussex county.

Appropriates \$285.

107. An act for the relief of Thomas M. Hundley, commissioner of the revenue for the county of Matthews.

Appropriates \$220.

108. An act for the relief of the personal representatives of A. B. Urquhart, Joseph E. Gillett and Madison J. Davis.



Authorizes the personal representatives to keep, without division, certain estates in the county of Southampton.

109. An act authorizing and directing the payment of the Dixie Boys.

Authorizes the auditing board to settle claim of independent scouts and rangers, known as the Dixie Boys.

110. An act releasing the commonwealth's claim to certain land to Matthew Sylvia.

Releases claim on city of Petersburg.

## RESOLUTIONS.

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1. Address of the general assembly to the soldiers of Virginia.

As this address has been already published, a sketch is deemed unnecessary.

2. Joint resolution authorizing the publication and distribution of the address of the general assembly to the soldiers of Virginia.

Authorizes publication in newspapers, and ten thousand copies to be distributed by governor.

3. Joint resolutions affirming the right of the state of Virginia to appoint all officers needful to perform the various functions of her state government, and declaring certain officers indispensable to the proper maintenance of the dignity, integrity and efficiency of the government of the state, &c.

Declares exempt the various officers, legislative, executive and judicial, and in the several public establishments. Authorizes the governor to certify as to such other officers as he may deem necessary for the proper administration of the government.

4. Joint resolution in relation to perpetuating testimony.

Directs attorney general to perpetuate testimony in relation to recent raid.

5. Preamble and joint resolution relative to the arrest and sentence of certain citizens of Portsmouth by the federal authorities.

Directs governor to confer with confederate authorities in relation to retaliation.

6. Preamble and joint resolution in relation to the employment of free negroes.

Governor directed to request the secretary of war to exempt from service to the confederate government free negroes in counties overrun by the enemy.

7. Preamble and joint resolutions in relation to the death of Dr. D. M. Wright of the city of Norfolk.

Resolutions express the admiration of the general assembly for an heroic martyr, and sympathy for the family of the deceased.

8. Joint resolution giving certain instructions to the board of public works.

Directs board in relation to transportation of salt.

9. Preamble and joint resolution authorizing the secretary of the commonwealth to certify the result of the elections in the 2d and 31st senatorial districts, without awaiting the lapse of time required by law.

Title explains resolution.

10. Joint resolution in relation to convening the general assembly.

Requests governor to convene the general assembly on the 1st Wednesday in December 1864.

11. Resolution concerning the pay of soldiers in the Confederate States army.

Expresses the opinion of the general assembly that the pay should be increased.

12. Joint resolution for the appointment of a committee to enquire into the treatment of conscripts at Camp Lee.

Committee reported, bearing testimony to the proper manner in which conscripts were treated, and to the efficiency of officers in command.

13. Joint resolution in regard to the requisition for slaves to work on fortifications.

Resolution requests the release of slaves from Virginia.

14. Joint resolution in relation to B. Murray, sheriff of Shenandoah county.

Authorizes auditor to correct mistake in settlement with sheriff.

15. Joint resolution instructing the auditor of public accounts to obtain certain information from the commissioners of the revenue, and to communicate the same to the general assembly at its next session.

Directs auditor to furnish a list of owners, and the amount of property destroyed by the enemy.

16. Joint resolution authorizing the keeper of the rolls to correct a clerical error.

Error has been corrected.







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